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Attorneys for Defendant Dr. Nicolas Retana

IN THE UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF CALIFORNIA, FRESNO DIVISION

MARIA VELARDE-CRIST; and MICHAEL
CRIST,

Plaintiffs,

v.

EZEQUIEL TAFOYA ALVARADO
ACADEMY; DR. NICOLAS RETANA; RUBI
BERNAL; and DOES 1-20,

Defendants.

Case No.: 1:20-cv-01306-AWI-BAM

**STIPULATION AND ORDER TO
CONTINUE FILING DEADLINES AND
HEARING RELATED TO DEENDANT DR.
NICOLAS RETANA'S MOTION FOR
SUMMARY JUDGMENT**

Motion Hearing: September 12, 2022
Action Filed: September 13, 2020
Trial Date: August 29, 2023

SUBJECT TO THE APPROVAL OF THE COURT, the parties hereby stipulate to the
following:

STIPULATION AND ORDER TO CONTINUE FILING DEADLINES AND HEARING RELATED TO
DEENDANT DR. NICOLAS RETANA'S MOTION FOR SUMMARY JUDGMENT

KGL

1 WHEREAS, Plaintiffs' head counsel of record is currently in trial on a federal murder
2 case with multiple defendants, Eastern District of California Case No. 1:18-cr-00002-JLT-SKO.
3 This trial began on May 30, 2022, and was originally anticipated to take approximately eight
4 weeks. However, since its commencement, this trial has been stalled and delayed over several
5 weeks, due to a number of the parties contracting Covid-19 at different times throughout the
6 trial, including multiple members of the jury. As a result, this trial is now expected to last
7 through the end of August at the earliest.

8 WHEREAS, the current deadline for Plaintiffs to file their opposition to defendant Dr.
9 Nicolas Retana's motion for summary judgment is August 12, 2022, and the hearing for
10 defendant's motion is currently scheduled for September 12, 2022. Plaintiff's counsel anticipates
11 being in the aforementioned trial through all filing deadlines.

12 THEREFORE, IT IS HEREBY STIPULATED AND AGREED by and between the
13 respective attorneys of record for Plaintiffs and defendant Dr. Nicolas Retana, subject to the
14 approval of the Court, as follows:

- 15 1. Plaintiffs' deadline to file their opposition to defendant Dr. Nicolas Retana's
16 motion for summary judgment filed on July 29, 2022, shall be extended to September 9, 2022;
- 17 2. Defendant Dr. Nicolas Retana's deadline to file his reply to Plaintiffs' opposition
18 shall be extended to September 19, 2022; and
- 19 3. The hearing on defendant Dr. Nicolas Retana's motion for summary judgment
20 currently scheduled for September 12, 2022, shall be continued to October 24, 2022, or a date as
21 soon thereafter as the Court is available.

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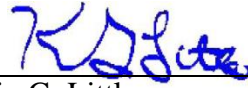
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1 Dated: August 10, 2022

LAW OFFICE OF KEVIN G. LITTLE

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4 Kevin G. Little
5 Attorneys for Plaintiffs Maria Velarde-Crist,
6 and Michael Crist

7 Dated:

CALLAHAN, THOMPSON, SHERMAN,
& CAUDILL, LLP

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9 /s/ Kathleen M. Hartman

10 Kathleen M. Hartman
11 Attorneys for Defendant Dr. Nicolas Retana
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[PROPOSED] FINDINGS AND ORDER

The parties having so stipulated, and good cause appearing therefor, the Court orders as follows:

1. Plaintiffs' deadline to file their opposition to defendant Dr. Nicolas Retana's motion for summary judgment filed on July 29, 2022, shall be extended to September 9, 2022;
2. Defendant Dr. Nicolas Retana's deadline to file his reply to Plaintiffs' opposition shall be extended to September 19, 2022; and
3. The hearing on defendant Dr. Nicolas Retana's motion for summary judgment currently scheduled for September 12, 2022, shall be continued to October 24, 2022.

IT IS SO ORDERED.

Dated: August 10, 2022



SENIOR DISTRICT JUDGE

KGL